

MINUTES – APRIL 28, 1998

TRAVIS COUNTY COMMISSIONERS' COURT

On Tuesday, the 28th day of April 1998, the Commissioners' Court convened the Voting Session at 9:16 AM in the Commissioners' Courtroom, 1st Floor of the Travis County Administration Building, 314 West 11th Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Anna M. Valdez.

The Commissioners' Court recessed the Voting Session at 1:03 PM.

The Commissioners' Court, meeting as the Corporations' Board of Directors, convened the Corporations' Voting Session at 2:13 PM and adjourned at 2:48 PM.

The Commissioners' Court reconvened the Voting Session at 2:49 PM.

The Commissioners' Court retired to Executive Session at 3:51 PM and reconvened the Voting Session at 7:04 PM.

The Commissioners' Court adjourned the Voting Session at 7:11 PM.

RESOLUTIONS & HEARINGS

- 1. APPROVE PROCLAMATION NAMING MAY 1ST - 7TH, 1998 AS "LAW WEEK" IN TRAVIS COUNTY. (9:18 AM)

Members of the Court heard from: Claude DeClue, President, Travis County Bar Association; and Beverly Reeves, president-elect, Travis County Bar Association.

Motion by Commissioner McKee and **seconded by** Commissioner Gómez to approve the Proclamation under Item 1.

Motion carried:

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- 2. APPROVE PROCLAMATION DESIGNATING THE MONTH OF MAY AS HISPANIC CULTURAL AWARENESS MONTH IN TRAVIS COUNTY AND RECOGNIZING THE SECOND ANNUAL COMBINED CITY/COUNTY CINCO DE MAYO CELEBRATION. (9:22 AM)

Members of the Court heard from: Joe Vela, Executive Assistant, Precinct 4 Commissioner’s Office; Gloria Pennington, City of Austin Parks and Recreation Department; Carlos Lopez, Chief Deputy Constable, Precinct 5 Constable’s Office; and Carla Chandler, Purchasing.

Motion by Commissioner Gómez and **seconded by** Commissioner Moore to approve the Proclamation under Item 2.

Motion carried:

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

3. APPROVE RESOLUTION PROCLAIMING MAY 1, 1998 AS "LOYALTY DAY" IN TRAVIS COUNTY. (9:25 AM)

Members of the Court heard from: Bill McLemore, Veterans' Services Officer, Travis County Veterans' Services; and June Bell, Vice President for Dependents and Survivors Affairs, Military Service Coalition.

Motion by Judge Aleshire and **seconded by** Commissioner Sonleitner to approve the Resolution under Item 3.

Motion carried:

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

4. APPROVE RESOLUTION ENDORSING THE EARLY ACTION PLAN FOR CLEAN AIR IN THE AUSTIN METROPOLITAN AREA DEVELOPED BY THE CLEAN AIR FORCE OF CENTRAL TEXAS. (9:30 AM)

Members of the Court heard from: Paul Helleker, President, Central Texas Clean Air Force; and Melinda Mallia, Transportation and Natural Resources (TNR).

Motion by Commissioner McKee and **seconded by** Commissioner Gómez to approve the Resolution under Item 4.

Motion carried:

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- 5. ACKNOWLEDGE THAT THE TRAVIS COUNTY CRIMINAL JUSTICE CENTER HAS PASSED A SAFETY MILESTONE BY COMPLETING 100,000 SAFE WORK HOURS WITHOUT A LOST WORKDAY CASE AND WITH ZERO ACCIDENTS. (9:36 AM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; Kevin Bailey, Director, Facilities Management; Mike Barrow, Project Construction Manager, Fluor Daniel; and Jim Barr, Project Manager, Facilities Management.

- 6. APPROVE A PROPOSED STREET NAME ASSIGNMENT FOR AN UNNAMED PUBLIC ROAD EAST OF BEE CREEK ROAD AND APPROXIMATELY 500' SOUTH OF R.O. DRIVE TO BE KNOWN AS "BARNETT GLEN ROAD" IN PRECINCT THREE. (9:42 AM)

Motion by Commissioner Moore and **seconded by** Commissioner Gómez that the public hearing be opened.

Motion carried:

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR.

Motion by Commissioner Moore and **seconded by** Commissioner Gómez that the public hearing be closed.

Motion carried:

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

Clerk's Note: The action item for Item 6 is Consent Item C13. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

CITIZENS' COMMUNICATION

Members of the Court heard from: Gus Peña, President, East Austin Concerned Hispanics; Jimmy Castro, Private Citizen, and Member, Greater Austin Chamber of Commerce, and Member, Hispanic Chamber of Commerce, and former Board Member, Milwood Neighborhood Association; Kevin Bailey, Director, Facilities Management; Carol Bowman, Project Manager, Facilities Management; John Foreman, Host, Texas Best Seminars and Producer, In Your Face Campaign; and Alex Jones, Private Citizen. (9:44 AM)

CONSENT ITEMS

7. Motion by Commissioner Gómez and **seconded by** Commissioner Sonleitner to approve the following Consent Items: 19, 23, 24 (excluding D1), 24.A, 25, 26, A.2, and C1 – C13, excluding C10.

Motion carried:

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

Clerk's Note: Judge Aleshire requested that Item 25 be recalled (at 11:13 AM) for an additional Motion.

Motion by Judge Aleshire and **seconded by** Commissioner Moore to authorize the County Auditor and the County Treasurer to immediately release the check for the payment of that claim.

Motion carried:

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

Clerk's Note: Item 25 was the only Item recalled in the original Consent Motion and Vote. None of the other items passed on Consent were affected.

CONSENT MOTION/ITEMS CONTINUED

- C1.** RECEIVE BIDS FROM COUNTY PURCHASING AGENT.
- C2.** AWARD BIDS FOR FOOD ITEMS FOR TRAVIS COUNTY CORRECTIONAL FACILITIES AND JUVENILE DETENTION FACILITIES.
- C3.** APPROVE REAPPOINTMENT OF MARY WHITE TO THE CHILDREN'S PROTECTIVE SERVICES BOARD FOR A THREE-YEAR TERM EXPIRING APRIL, 2001.
- C4.** APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE.
 - A.** APPROVE GRANT APPLICATION TO TEXAS COMMISSION OF THE DEAF AND HARD OF HEARING FOR SUBMISSION OF THE SPECIALIZED TELECOMMUNICATION DEVICES ASSISTANCE PROGRAM FOR TRAINING TAPE & PSA DEVELOPMENT, FOR HEALTH & HUMAN SERVICES DEPARTMENT.
- C5.** APPROVE PERSONNEL AMENDMENTS.
- C6.** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. 98T0074-RG, MONARCH SYSTEMS, PRINTERS COUNTYWIDE, CONTRACT APPROVED BY COMMISSIONERS' COURT ON FEBRUARY 10, 1998. MODIFICATION ALLOWS FOR A FIVE (5) MONTH EXTENSION.
- C7.** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. 98T0052-RG, INACOM BUSINESS CENTERS, COMPUTERS COUNTYWIDE, CONTRACT APPROVED BY COMMISSIONERS' COURT ON DECEMBER 23, 1997, MODIFICATION ALLOWS FOR A FIVE (5) MONTH EXTENSION.
- C8.** APPROVE CONTRACT AWARD FOR PROVISION OF PROFESSIONAL EXPERT WITNESS SERVICES IN THE FIELD OF ACCIDENT RECONSTRUCTION FOR THE DISTRICT ATTORNEY'S OFFICE TO PRECISION FORENSICS, L.L.C. IN AN AMOUNT NOT-TO-EXCEED \$20,000.00.
- C9.** APPROVE STATE CATALOG PURCHASE OF SCANNER FOR RECORDS MANAGEMENT FROM APPLIED DATA RESOURCES IN THE AMOUNT OF \$22,819.00.

CONSENT ITEMS CONTINUED

- C10.** APPROVE CONTRACT AWARD FOR THE PROVISION OF PROFESSIONAL ENGINEERING SERVICES FOR THE BRADSHAW LANE BRIDGE REPLACEMENT PROJECT, RFQ #Q980019JJ, TO GSG, INC., IN THE NOT-TO-EXCEED AMOUNT OF \$45,415.98. (10:00 AM)

Item C10 pulled from Consent.

Item C10 postponed until May 5, 1998.

- C11.** APPROVE CONTRACT AWARD FOR THE PROVISION OF PROFESSIONAL ENGINEERING SERVICES FOR THE WEBBERVILLE PARK LIGHTING PROJECT, RFQ #Q980022JJ, TO HARUTUNIAN ENGINEERING, INC., IN THE NOT-TO-EXCEED AMOUNT OF \$40,870.70.
- C12.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: RIVER PLACE SECTION 21 - (SHORTFORM - NO FISCAL REQUIRED - 20 LOTS - 21.471 ACRES - RIVER PLACE BLVD).
- C13.** APPROVE A PROPOSED STREET NAME ASSIGNMENT FOR AN UNNAMED PUBLIC ROAD EAST OF BEE CREEK ROAD AND APPROXIMATELY 500' SOUTH OF R.O. DRIVE TO BE KNOWN AS "BARNETT GLEN ROAD" IN PRECINCT THREE.

COUNTY POLICIES AND PROCEDURES

- 8. CONSIDER AMENDING THE TRAVIS COUNTY MANUAL OF POLICIES AND PROCEDURES, CHAPTER 48 (PRIVATE ON-SITE SEWAGE FACILITIES REGULATIONS), AND TAKE OTHER ACTION CONCERNING ON-SITE FACILITY PERMITS. (10:02 AM) (3:51 PM) (7:04 PM)

Members of the Court heard from: Stephen Williams, Executive Manager, Austin-Travis County Health and Human Services Department and Veterans' Services; Joe Gieselman, Executive Manager, TNR; Steve Manilla, Director of Engineering and Planning, TNR; and Gordon Bowman, Assistant County Attorney.

Discussion Only.

Judge Aleshire announced that Item 8 would be considered in Executive Session.

Item 8 to be reposted on May 5, 1998.

ADMINISTRATIVE ITEMS

- 9. APPROVE MASTER PLAN FOR SOUTHEAST METROPOLITAN PARK. (10:54 AM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; David Contag, Project Manager, HNTB; and Charles Bergh, Division Manager, TNR.

Motion by Commissioner Gómez and **seconded by** Commissioner Moore to approve the Master Plan for the Southeast Metropolitan Park.

Motion carried:

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

10. RECEIVE BRIEFING ON DISCUSSION WITH SETON CONCERNING STARFLIGHT AND INTERFACILITY TRANSPORT SERVICES, AND TAKE APPROPRIATE ACTION. (11:14 AM)

Members of the Court heard from: Dinah Dinwiddie, Executive Manager, Justice and Public Safety; Terry Pickering, Major, Travis County Sheriff’s Office (TCSO); Christian Smith, Executive Manager, Planning and Budget Office (PBO); and John Brindley, Chief Operating Officer, Healthcare Network.

Motion by Commissioner Moore and **seconded by** Commissioner Gómez to direct staff to formulate a plan that would show the Court what it would look like if all three missions were pursued, using an additional helicopter. The plan should include the formulation of draft protocols as to how the helicopters would be deployed for the different missions, based on what criteria and how the three missions would be compatible. A clear financial analysis, about the ramifications that the Court would face if these options are or are not pursued, should also be prepared.

Maker and Second accept the Friendly Amendment by Commissioner Sonleitner there should also be an exploration (by the Planning and Budget Office) of all possible sources of revenue as to how the third helicopter can be purchased. This should consist of specifically taking a look at the revenue stream coming into the Corporations.

Acceptance of the Friendly Amendment was made by Commissioner Moore and **seconded by** Commissioner Gómez.

Motion carried: County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

11. APPROVE LETTER OF SUPPORT FOR THE TRAILS AT THE PARK AFFORDABLE HOUSING PROJECT IN PRECINCT THREE. (11:49 AM)

Members of the Court heard from: Craig Alter, Development Director, Central Texas Mutual Housing Association; Barbara Kinney, Member, Slaughter Lane Neighborhood Association; Pauline Antone, President, Park Ridge Neighborhood Association; J.R. Gonzales, Resident, Park Ridge Neighborhood; Betty Edgemond, Resident, South Austin; and David Saling, Project Developer, Campbell-Hogue and Associates, Inc..

Members of the Court agreed to consider one Motion for Items 11 and 12.

Motion by Commissioner Gómez and **seconded by** Commissioner Moore to approve a letter of support in the projects under Items 11 and 12 (just as the Court has done in previous projects) so the process can move ahead in each project.

Maker and Second accept the Friendly Amendment by Judge Aleshire that the current process does not allow for enough advance notice for the Court or surrounding neighborhoods. While supporting the applications for the tax credits for these homes, the Court would hope that post submitting the application, that there is a requirement that additional work be done to meet the concerns of surrounding neighborhoods, while still doing the projects.

Acceptance of the Friendly Amendment was made by Commissioner Gómez and **seconded by** Commissioner Moore.

A clarification was made of the previous Motion by Commissioner Gómez that the Court has immense displeasure with the process that is currently in place. The Court will work to try to change this process.

Motion carried: County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

Motion by Commissioner Sonleitner and **seconded by** Judge Aleshire that Precinct Two Commissioner Sonleitner propose the actual letter.

Motion pending (with a letter forthcoming by the end of the day).

Clerk’s Note: The Court did not take a Vote on the Motion at this time.

12. APPROVE LETTER OF SUPPORT FOR THE VILLAGE OF OAK CREEK AFFORDABLE HOUSING PROJECT IN PRECINCT THREE. (12:47 PM)

Members of the Court heard from: David Saling, Project Developer Campell-Hogue and Associates, Inc.; and Jerry Harris, Attorney, Brown McCarroll and Oaks.

Members of the Court agreed to consider one Motion for Items 11 and 12. Please refer to Item 11 for a summary of the Court's action on this Motion.

13. RECEIVE AND DISCUSS MID-YEAR REVENUE REPORT FOR FY 1998. (2:49 PM)

Members of the Court heard from: Blain Keith, Director of Financial Services, Travis County Auditor's Office; Leroy Nellis, Budget Manager, PBO; and Carolyn Damron, Senior Financial Analyst, Travis County Auditor's Office; Susan Spataro, Travis County Auditor.

Discussion Only.

- 14. APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. 97C0142-OJ, GROUP INSURANCE BENEFITS CONSULTING SERVICES; CONTRACT APPROVED ON 2/25/97; MODIFICATION ALLOWS CONTRACTOR TO PROVIDE ADDITIONAL CONSULTING SERVICES AND ASSISTANCE WITH THE INDIGENT HEALTHCARE RFP. (3:04 PM) (3:18 PM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent.

Motion by Commissioner Moore and **seconded by** Commissioner McKee to approve Item 14 as stated.

Motion carried:

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	absent
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

Clerk’s Note: Item 14 was further discussed at 3:18 PM with a request by Commissioner Sonleitner for the record to reflect a Corrected Vote. Judge Aleshire instructed that with no objection, the Minutes would reflect Commissioner Sonleitner voting yes for the referenced Item. The Commissioners’ Court Record does reflect the Corrected Vote.

Motion carried:

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- 15. APPROVE CONTRACT AWARD TO THE LOW BIDDER, EDWARD R. COLEMAN CONSTRUCTION CO., IFB #B980704-JJ, BRADSHAW ROAD RECONSTRUCTION PROJECT. (3:06 PM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent.

Discussion Only.

Action on Item 15 postponed.

Item 15 to be reposted on May 5, 1998.

- 16. APPROVE NECESSARY ACTIONS TO AUTHORIZE PAYMENT FOR THE REPAIR OF PBX FROM WILTEL COMMUNICATIONS IN THE AMOUNT OF \$16,161.00. (3:08 PM) (3:51 PM) (7:05 PM)

Members of the Court heard from: Gordon Bowman, Assistant County Attorney; John Hille, Assistant County Attorney; and David Escamilla, First Assistant County Attorney.

Judge Aleshire announced that Item 16 would be considered in Executive Session.

Motion by Judge Aleshire and **seconded by** Commissioner Gómez to indicate the Commissioners' Court's encouragement to pay the \$15,000.00 portion that was the subject of the purchase order, and that the Court approves settling the claim for the additional \$1,161.00.

Motion carried:

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- 17. APPROVE CONTRACT AWARD AND SOLE SOURCE EXEMPTION ORDER FOR THE PROVISION OF SOFTWARE MAINTENANCE ON CHILD SUPPORT ENFORCEMENT APPLICATION TO CERTIFIED SYSTEMS, INC., (C.S.I.) IN THE AMOUNT OF \$46,800.00. (3:12 PM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent.

Motion by Commissioner Gómez and **seconded by** Commissioner Moore to approve Item 17 as stated.

Motion carried:

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- 18. REJECT OR AWARD BIDS FOR CABLING INSTALLATION SERVICES, IFB# B980060-BS; APPROVE RE-ADVERTISEMENT OF REQUIREMENTS WITH REVISED SPECIFICATIONS. (3:14 PM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; and Brad Powell, Assistant Director, Information and Telecommunications Systems (ITS).

Motion by Commissioner Gómez and **seconded by** Commissioner Moore to reject the bids and re-advertise two separate bids, one for materials and another one for the Del Valle project.

Motion carried:

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- 19. AUTHORIZE COUNTY JUDGE TO SIGN DIVISION ORDER ON TRACT 40, TRAVIS COUNTY SCHOOL LAND, THROCKMORTON COUNTY, TEXAS. (10:00 AM)

Item 19 added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court’s Motion and Vote.

- 20. APPROVE, DISCUSS, AND/OR GIVE STAFF DIRECTION REGARDING THE LAW ENGINEERING REPORT AND RECOMMENDATION TO RE-ROOF 1101 NUECES STREET AND DISCUSS FUNDING OPTIONS. (3:37 PM)

Members of the Court heard from: Alicia Perez, Executive Manager, Administrative Operations; and Kevin Bailey, Director, Facilities Management.

Motion by Commissioner McKee and **seconded by** Commissioner Gómez to approve Option 1.A under Item 20.

Motion carried:

County Judge Bill Aleshire	-	abstain
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	no
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- 21. APPROVE REIMBURSEMENT AGREEMENT WITH AT&T CORPORATION, ACTING ON BEHALF OF AT&T CORPORATION, IXC CARRIER, INC., AND SOUTHWESTERN BELL TELEPHONE FOR THE RELOCATION OF FIBER OPTIC CABLES ASSOCIATED WITH CIP# 2-019, DESSAU ROAD NORTH; AUTHORIZE TNR TO MAKE AN INTERNAL BUDGET TRANSFER FROM CIP# 2-004, HOWARD LANE TO CIP# 2-019. (9:17 AM) (3:47 PM)

Members of the Court heard from: Patricia Goodman, Assistant County Attorney.

Motion by Commissioner Sonleitner and **seconded by** Commissioner McKee to authorize Judge Aleshire to sign the version that will be presented for signature from the County Attorney’s Office, certifying that there are no other changes.

Motion carried:

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- 22. APPROVE PRELIMINARY PLAN IN PRECINCT TWO: LONG HOLLOW (NO BOUNDARY STREET FISCAL REQUIRED - PROPOSED PRIVATE STREETS - 38 LOTS - 53.49 ACRES - REED PARKS ROAD). (3:49 PM) (7:08 PM)

Members of the Court heard from: Joe Gieselman, Executive Manager, TNR; Steve Manilla, Director of Engineering and Planning, TNR.

Motion by Commissioner Sonleitner and **seconded by** Commissioner Moore to approve the preliminary plan under Item 22.

Motion carried:

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- 23. RECEIVE REVENUE AND EXPENDITURE REPORTS FOR THE MONTH OF MARCH, 1998. (10:00 AM)

Item 23 added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court’s Motion and Vote.

24. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (10:00 AM)

Item 24 added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

- A. APPROVE TRANSFER OF FY '98 2ND QTR. NET PARK REVENUES IN THE AMOUNT OF \$69,527.25 FROM THE LCRA PARKS ESCROW FUND TO TRAVIS COUNTY'S GENERAL FUND. (10:00 AM)**

Item 24.A added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

**25. REVIEW AND APPROVE THE FOLLOWING LIABILITY CLAIM:
(10:00 AM) (11:13 AM)**

- A. MONTANDON - SETTLE**

Item 25 added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

Clerk's Note: Judge Aleshire requested that Item 25 be recalled (at 11:13 AM) for an additional Motion. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's additional Motion and Vote.

26. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (10:00 AM)

Item 26 added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

EXECUTIVE SESSION ITEMS

Note 1 - Gov't Code Ann 551.071, Consultation with Attorney

Note 2 - Gov't Code Ann 551.072, Real Property

Note 3 - Gov't Code Ann 551.074, Personnel Matters

- 27. RECEIVE BRIEFING FROM THE COUNTY ATTORNEY IN TRAVIS COUNTY V. RYLANDER INVESTMENT COMPANY; USDC NUMBER A-94-CA-561-SC, AND TAKE APPROPRIATE ACTION. ¹ (3:51 PM) (7:05 PM)

Judge Aleshire announced that Item 27 would be considered in Executive Session.

Motion by Judge Aleshire and **seconded by** Commissioner Sonleitner to authorize the County Attorney's Office to file a Motion to Stay the Execution of the Order and that they be authorized to cross appeal, in this case, on behalf of the Commissioners' Court.

Motion carried:

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- 28. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, COUNTER OFFER OR SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN; CURTIS S. CANTWELL V. TRAVIS COUNTY, TEXAS; (CANTWELL; GIESELMAN; TEXAS TORT CLAIMS ACT; PERSONAL INJURY). ¹ (9:16 AM) (7:05 PM)

Item 28 postponed until May 5, 1998.

- 29. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR ACCEPT, REJECT, OR COUNTER SETTLEMENT DEMAND ON CIP PROJECT 4-005, PARCEL NO. 1, SHANNON L. AND RUTH MADISON, AND TRAVIS COUNTY, TEXAS; (GIESELMAN; CONDEMNATION).¹ (3:51 PM) (7:06 PM)

Judge Aleshire announced that Item 29 would be considered in Executive Session.

Motion by Judge Aleshire and **seconded by** Commissioner Gómez to reject their offer and counter in the amount of \$5,650.00.

Motion carried:

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

- 30. APPROVE, REJECT OR COUNTER THE REQUEST FOR AMENDMENT NO. 4 TO CONTRACT WITH FLUOR DANIELS, INC., FOR SERVICES, OR TAKE OTHER APPROPRIATE ACTION.¹ (3:51 PM) (7:06 PM)

Judge Aleshire announced that Item 30 would be considered in Executive Session.

Motion by Judge Aleshire and **seconded by** Commissioner Gómez to reject the request for the Amendment Number 4 from Fluor Daniel and their proposal for services, and authorize the County Attorney’s Office to continue discussions with them for a possible amendment.

Motion carried:

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

THE FOLLOWING ITEM WAS ADDED:

- 31. DISCUSS DUTIES AND PERFORMANCE OF THE EXECUTIVE MANAGER FOR HEALTH, HUMAN AND VETERANS SERVICES. ³ (3:51 PM) (7:06 PM)

Judge Aleshire announced that Item 31 would be considered in Executive Session.

No action taken on Item 31.

THE FOLLOWING ITEMS ARE ADDENDA:

- A.1 DISCUSS CONTRACT WITH AUSTIN CRUSHED STONE, CONTRACT #96T0428-JP, FOR FLEX BASE ROAD MATERIALS, AND TAKE APPROPRIATE ACTION; CONTRACT APPROVED ON SEPTEMBER 16, 1996, AND EXTENDED ON SEPTEMBER 9, 1997. (3:19 PM) (3:51 PM) (7:07 PM)

Members of the Court heard from: Cyd Grimes, Travis County Purchasing Agent; Don Wheeler, Division Director of Road Maintenance and Fleet Services, TNR; and Chuck Belisle, Assistant Purchasing Agent for Commodities, Purchasing.

Judge Aleshire announced that Item A.1 would be considered in Executive Session.

Motion by Commissioner McKee and **seconded by** Commissioner Sonleitner that the County Attorney’s Office, working with the staffs of TNR and Purchasing, draft a letter demanding specific performance under the contract; that Purchasing be authorized to issue and advertise a Request for Bids for the material provided under that contract; and that TNR be authorized to purchase up to \$15,000.00 worth of materials on the spot market so they can continue the work currently underway.

A Clarification was made of the previous Motion by Commissioner Sonleitner that the contract that Travis County is going out on is not only for the four (4) months remaining on this contract but for the four (4) months *plus* whatever new term is being thought about.

Motion carried:

County Judge Bill Aleshire	-	yes
Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	yes
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes

**A.2 APPROVE PRINT ORDER OF 3500 SURVEYS FOR SHERIFF'S OFFICE TO
DISTRIBUTE TO CITIZENS IN TRAVIS COUNTY. (10:00 AM)**

Item A.2 added to Consent Items. Please refer to Agenda Item 7 (CONSENT ITEMS) for the Court's Motion and Vote.

ADJOURNMENT

Motion by Commissioner Sonleitner and **seconded by** Commissioner Gómez to adjourn the Voting Session. (7:11 PM)

Motion carried: County Judge Bill Aleshire - yes
Precinct 1, Commissioner Darwin McKee - yes
Precinct 2, Commissioner Karen Sonleitner - yes
Precinct 3, Commissioner Margaret Moore - yes
Precinct 4, Commissioner Margaret J. Gómez - yes

MINUTES APPROVED BY THE COMMISSIONERS' COURT

Date of Approval

Bill Aleshire, Travis County Judge